RECEIVED CENTRAL FAX CENTER

JAN 2 2 2004

Facsimile



1613 Prospect Parkway Fort Collins, CO 80525 970-493-7272 (t) 970-491-9976 (f)

Date:

January 22, 2004

PLEASE DELIVER THE FOLLOWING PAGE(S) TO:

Name:

Examiner Shanon A. Foley, Group Art Unit 1648

Facsimile Number:

703-872-9306

Telephone Number:

703-308-3983

Pages:

3 (including this cover page)

Subject:

Attorney File No. DE-3-C2-PUS

U.S. Patent Application Serial No: 09/830,221

From:

Richard J. Stern, Ph.D. (970-493-7272 - Ext 4174)

CONFIDENTIALITY NOTICE

The decuments accompanying this FACSIMILE transmission may contain confidential information which is legally privileged. The information is intended only for the use of the individual or entity named above. If you are not the intended recipient, or the person responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of any of the information contained in this transmission is strictly <u>PROHIBITED</u>. If you have received this transmission in error, please immediately notify us by telephone and mail the original transmission to us. Thank you.

COMBINED NOTICE O BOARD OF PATENT EXTENSION O	Docket No. DE-3-C2-PUS					
In Re Application Of: Joel R. Haynes, Ramani S. Wonderling and Dan T. Stinchcomb						
Serial No.	Filing Date	Examiner		Group Art Unit		
09/830,221	August 10, 2001	Shanon .	A. Foley	1648		
Invention: "CATIONIC LIPID-MEDIATED ENHANCEMENT OF NUCLEIC ACID IMMUNIZATION OF CATS"						
TO THE COMMISSIONER FOR PATENTS:						
This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filling a response to the Office Action of September 24, 2003 in the above-identified application.						
Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated September 24, 2003 finally rejecting Claim(s) 1-18 and 20-27.						
Applicant(s) hereby requi	est(s) an extension of time of (ch Two months The		period):	☐ Five months		
from:	December 24, 2003	until:	January 24, 20	004		
The fee for the Notice of Appeal and Extension of Time has been calculated as shown below: RECEIVED						
Fee for Notice of Appeal: \$165.		\$165.00	CENTRAL FAX CENT			
	Fee for Exter	nsion of Time:	\$55.00	JAN 2 2 2004		
TOTAL FEE FOR NOTIC						
The fee for the Notice of						
☐ A check in the amount of for the Notice of Appeal and extension of time is enclosed.						
🗵 Please charge Dep	osit Account No. 081930	in the amount	of \$215.00			
The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No.						
 Any additional filing fees required under 37 C.F.R. 1.16. Arry patent application processing fees under 37 CFR 1.17. 						
If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.						

COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Small Entity) Decket No. DE-3-C2-PUS						
In Re Application Of: Joel R. Haynes, Ramani S. Wonderling and Dan T. Stinchcomb						
Serial No.	Filing Date	Examiner	Group Art Unit			
09/830,221	August 10, 2001	Shanon A. Foley	1648			
Invention: "CATIONIC LIPID-MEDIATED ENHANCEMENT OF NUCLEIC ACID IMMUNIZATION OF CATS"						
TO THE COMMISSIONER FOR PATENTS:						
This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:						
Dated: January 22, 2004						
Richard J. Stern, Ph.D., Re	gistration No. 50,668					
Heska Corporation Intellectual Property Dept.						
1613 Prospect Parkway						
Fort Collins, CO 80525						
Telephone: (970) 493-7272 Facsimile: (970) 491-9976						

Certificate of Transmission by Facsimile* Certificate of Mailing						
I certify that this document and authorization to charge deposit account to being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 703-872-9306 on the 22nd day of January 2004. I certify that this document and foc is being deposited on with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.						
Signature Signature Signature of Person Mailing Correspondence Susan A. Gordon						
Typed or Printed Name of Person Signing Cartificate Typed or Printed Name of Person Malling Correspondence						
*This certificate may only be used if paying by deposit account.						
			; 			
cc:						